

The Public Agenda Session of the Board of Public Works was convened at 10:30 a.m. on February 23, 2006, by Board President, Gary A. Gilot, with Mr. Carl P. Littrell and Mr. Donald E. Inks present. Also present was Board Attorney Thomas Bodnar. Board of Public Works Clerk Angela Jacob presented the Board with a proposed agenda of items presented by the public and by City Staff.

The following agenda items were added:

- Change Order – Chapin Street
- Construction Contract – Ireland Road

Board members discussed the following item(s) from that list.

- Service Agreement – Instrumentation – Perkin Elmer

Mr. Jack Dillon, Environmental Services, stated this was a service plan for the instrumentation at the Wastewater Treatment Plant. Perkin Elmer is a sole source vendor for this type of service.

- Agreement – Development of Potential Specifications for Embedded Sensor Technology – Malcolm Pirnie

Mr. Gilot stated this Agreement was an evaluation for the possible development of specifications for embedded sensor technology.

- Proposal – Kensington Farms/Crest Manor Drainage Improvements – Gripp, Inc.

Mr. Jack Dillon, Environmental Services, stated this Proposal was for monitoring back-ups in the Kensington Farm area.

- Proposal – Additional Signage for Gateway Signs – SES/North American Signs

Mr. Bill Schalliol, Community and Economic Development, stated an additional row of signage to the existing gateway signs in the City would be added.

- Request to Name Stub Street

Mr. Nick Witwer, Community and Economic Development, stated this was the finalization of the construction of this street in the U.S. 31 Industrial Park.

- Grant Agreement – Implementation of “CeaseFire Program”

Mr. Lynn Coleman, Mayor’s Office, stated this new program would put more officers on the street, with funding coming from a Federal grant.

APPROVAL OF CONSTRUCTION CONTRACT – IRELAND ROAD
RECONSTRUCTION – LAFAYETTE BOULEVARD TO MICHIGAN STREET –
RIETH RILEY CONSTRUCTION – PROJECT NO. 104-040 (BOND ISSUE)

Mr. Gilot stated that the Board is in receipt of a Construction Contract between the City of South Bend and Rieth Riley Construction, 25200 State Road 23, South Bend, Indiana, for the above referred to project. Mr. Gilot noted that the Contract is in the amount of \$1,755,777.00. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the Contract was approved and executed.

APPROVAL OF CONSTRUCTION CONTRACT – PARKING GARAGE
REHABILITATION – PHASE III –KASER SPRAKER CONSTRUCTION –
PROJECT NO. 105-076 (BOND ISSUE)

Mr. Gilot stated that the Board is in receipt of Construction Contract between the City of South Bend and Kaser Spraker Construction, South Bend, Indiana, for the above referred to project. Mr. Gilot noted that the Contract is in the amount of \$1,102,475.00. Therefore, upon a motion made by Mr. Inks, seconded by Mr. Littrell and carried, the Contract was approved and executed.

APPROVAL OF ESCROW AGREEMENT – STUDEBAKER AREA “A”
DEMOLITION – PHASE I – J&L MANAGEMENT/FIFTH THIRD BANK – PROJECT
NO. 104-030

Mr. Gilot stated that the Board is in receipt of an Escrow Agreement between the City of South Bend, J&L Management and Fifth Third Bank for the above referred to project. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the Agreement was approved and executed.

APPROVAL OF TRANSIENT MERCHANT LICENSE

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following Transient Merchant License was approved:

Transient Merchant	Group 2 Promotions, Inc. – Michiana Boat and Outdoor Show	Century Center – February 24 – February 26, 2006	Favorable Recommendations
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The Clerk was instructed to post the agenda and notify the media and other persons who have requested notice of the meeting agenda. No other business came before the Board. The meeting adjourned at 12:10 p.m.

BOARD OF PUBLIC WORKS

BOARD OF PUBLIC WORKS.

s/Gary A. Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

REGULAR MEETING

FEBRUARY 27, 2006

The regular meeting of the Board of Public Works was convened at 9:33 a.m. on Monday, February 27, 2006, by Board President Gary A. Gilot, with Mr. Carl P. Littrell and Mr. Donald E. Inks present. Also present was Board Attorney Thomas Bodnar.

AGENDA ITEMS ADDED/TABLED

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following items were added/taled:

- Title Sheet – Riverside Trail - Added
- Table Change Order for Parking Garage Rehabilitation
- Table TRANSP0 Agreement

APPROVE MINUTES OF PREVIOUS MEETING

Upon a motion made by Mr. Littrell, seconded by Mr. Inks, and carried, the minutes of the agenda session and the regular meeting of the Board held on February 9 and 13, 2006, were approved.

PUBLIC HEARING –LICENSE APPLICATION FOR TRANSIENT MERCHANT – GOLF LIQUIDATION SALE – MAPLE HILL GOLF COURSE

Mr. Gilot advised that this was the date set for the Board’s Public Hearing concerning a License Application for a Transient Merchant, as submitted by Ms. Nancy Kitchen, 2627 Railside Circle, Byron Center, Michigan, to conduct the sale of golf items and equipment at the Century Center, March 4 and 5, 2006.

There being no one present wishing to address the Board concerning this matter, the Public Hearing was closed. Therefore, upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the License Application was approved.

OPENING OF BIDS – TWENTY-EIGHT (28), MORE OR LESS, 2006 OR NEWER FRONT WHEEL DRIVE POLICE PATROL VEHICLES (2006 VEHICLE CAPITAL BUDGET)

This was the date set for receiving and opening of sealed bids for the above referred to vehicles. The Clerk tendered proofs of publication of Notice in the South Bend Tribune and the Tri-County News, which were found to be sufficient. The following bids were opened and publicly read:

GATES CHEVROLET CORPORATION

401 South Lafayette
South Bend, Indiana 46601

Bid was signed by: Mr. Dave Holland
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

2006 Chevrolet Impala	\$18,402.00 Each
Option A	\$ 1,385.00 Each Car
Option B	\$ 1,995.00 Each Car

** Exception Noted in Attached Documents

ERIKS CHEVROLET COMMERCIAL

1800 U.S. 31 Bypass South
Kokomo, Indiana 46904-2169

Bid was signed by: Mr. Neil Munsey
Non-Collusion Affidavit was in order
Non-Discrimination commitment form was completed
Ten percent (10%) Bid Bond was submitted

BID:

2006 Chevrolet 9C1 Impala	\$19,701.00 Each	\$551,628.00/28 Cars
Option A	\$ 1,785.00 Per Spec	
Option B	\$ 2,050.00 Per Spec	

Upon a motion made by Mr. Littrell, seconded by Mr. Inks, and carried, the above bids were referred to Central Services for review and recommendation.

OPENING OF QUOTATIONS – 2006 LAMPPOST PROGRAM – PROJECT NO. 106-001 (GENERAL FUND/COIT)

Mr. Gilot advised that this was the date set for the receiving and opening of sealed Quotations for the above referred to project. The following Quotation was opened and read:

TRANS TECH ELECTRIC, L.P.

4601 Cleveland Road
South Bend, Indiana
Quotation was submitted by Mr. John Ferro

QUOTATION:	\$300.00 Each	\$45,000.00 (Base quote)
Alternate A1	\$ 10.00 LFT	

Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the above Quotation was referred to the Division of Engineering for review and recommendation.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS/TITLE SHEET - LAFAYETTE BOULEVARD STORM SEWER – NAVARRE STREET TO RIVER – PROJECT NO. 105-015 (SEWER BOND)

In a letter to the Board, Mr. Jason Durr, Engineering, requested permission to advertise for the receipt of bids for the above project. Mr. Gilot advised that the Title Sheet for the above referred to project was also being presented at this time for execution. Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the Request to Advertise and Title Sheet were approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS – PAINT – INTERIOR/EXTERIOR (USER DEPARTMENTS)

In a letter to the Board, Ms. Marilyn Taylor, Purchasing, requested permission to advertise for the receipt of bids for the above referred to items. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the above request was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS
– SIX (6) MORE OR LESS, 2005 COMPACT FOUR DOOR SEDAN AUTOMOBILES
– FOUR (4) MORE OR LESS, PRE-OWNED 2005 MID-SIZE FOUR DOOR SEDAN AUTOMOBILES
– ONE (1) MORE OR LESS, 2006 FOUR DOOR 4X4 UTILITY VEHICLE
– ONE (1) MORE OR LESS, NEW HEAVY DUTY 16,500 LB. GVWR 2006 CHASSIS
– ONE (1) MORE OR LESS, 2006 FULL SIZE ONE TON EXTENDED CARGO VAN
– THREE (3) MORE OR LESS, 2006 ALL WHEEL DRIVE CARGO VANS
– TWO (2) MORE OR LESS, 2006 ¾ TON TWO WHEEL DRIVE PICK UP TRUCKS
– ONE (1) MORE OR LESS, ONE TON TWO WHEEL DRIVE PICK UP TRUCK
– TWO (2) MORE OR LESS, 2006 ¾ TON FOUR WHEEL DRIVE PICK UP TRUCKS
– ONE (1) MORE OR LESS, 2006 OR NEWER ¾ TON EXTENDED CAB TWO WHEEL DRIVE PICK UP TRUCK

In a letter to the Board, Mr. Lou Grounds, Equipment Services, requested permission to advertise for the receipt of bids for the above referred to vehicles. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Inks, the above request was approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS/TITLE SHEET – RIVERSIDE TRAIL – PROJECT NO. 102-040

In a memorandum to the Board, Mr. Carl Littrell, Engineering, requested permission to advertise for the receipt of bids for the above referred to project. In addition, the Title Sheet for this project was submitted for approval. This project is Federally funded. Bid letting will be administered by the Indiana Department of Transportation. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the Request to Advertise and the Title Sheet were approved.

APPROVAL OF REQUEST TO ADVERTISE FOR THE RECEIPT OF BIDS/TITLE SHEET – SANITARY SEWER AND WATER MAIN RELOCATION – LOT 3A – BLACKTHORN CORPORATE OFFICE PARK/TITLE SHEET – PROJECT NO. 103-029 (AEDA TIF)

In a memorandum to the Board, Mr. Carl Littrell, Engineering, requested permission to advertise for the receipt of bids for the above referred to project. In addition, the Title Sheet for this project was submitted for approval. Therefore, upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the Request to Advertise and the Title Sheet were approved.

APPROVE CHANGE ORDER – SOUTH BEND POLICE DEPARTMENT HEADQUARTERS – CASTEEL CONSTRUCTION CORPORATION – PROJECT NO. 103-020B (BOND ISSUE)

Mr. Gilot advised that Mr. Carl Littrell, Engineering, has submitted Change Order No. 004 on behalf of Casteel Construction, 23186 West Ireland Road, South Bend, Indiana, indicating that the Contract amount be increased \$6,305.00 for a new Contract sum including this Change Order in the amount of \$16,945,779.52. Upon a motion made by Mr. Inks, seconded by Mr. Littrell and carried, the Change Order was approved.

APPROVE CHANGE ORDER – CHAPIN STREET RECONSTRUCTION – BROOKS CONSTRUCTION – PROJECT NO. 105-006 (EDIT/LRSA/SEWAGE WORKS)

Mr. Gilot advised that Mr. Darrell Baker, Engineering, has submitted the Final Change Order on behalf of Brooks Construction, 625 Beiger Street, Mishawaka, Indiana, indicating that the Contract amount be increased \$145,846.19 for a new Contract sum including this Change Order in the amount of \$1,584,892.63. Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the Change Order was approved.

APPROVE CHANGE ORDER NO. 1 (FINAL) AND PROJECT COMPLETION AFFIDAVIT – 2005 YARD LAMPOST PROGRAM – TRANS TECH ELECTRIC – PROJECT NO. 105-041 (GENERAL FUND)

Mr. Gilot advised that has submitted Change Order No. 1 (Final) on behalf of Trans Tech Electric, 4601 Cleveland Road, South Bend, Indiana, indicating that the contract amount be increased by \$4,775.52for a new contract sum including this Change Order in the amount of 49,546.02. Additionally submitted was the Project Completion Affidavit indicating this new final cost. Upon a motion made by Mr. Gilot, seconded by Mr. Littrell, and carried, Change Order No. 1 (Final) and the Project Completion Affidavit were approved subject to the filing of the appropriate three-year Maintenance Bond.

APPROVE PROJECT COMPLETION AFFIDAVIT – SOUTH BEND FIRE DEPARTMENT EQUIPMENT STORAGE BUILDING – H.G. CHRISTMAN – PROJECT NO. 105-036 (EMS COIT)

Mr. Gilot advised that Mr. Jim Freeman, Engineering, has submitted the Project Completion Affidavit on behalf of H.G. Christman, 8520 South Fellows, South Bend, Indiana, for the above referred to project, indicating a final cost of \$331,986.00. Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the Project Completion Affidavit was approved.

APPROVAL OF CONTRACTS/AGREEMENTS/PROPOSALS/ADDENDA

The following Contracts/Agreements/Proposals/Addenda were approved:

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
Emergency Board-Up Contract	Board up Services for Fire and Police Departments	Steamatic of Northern Indiana	Company Collects the Fees from Board-Ups	Gilot/ Littrell
Extension to Letter of Agreement	Dunham Street Model Block Neighborhood Residential Enhancement Matching Grant Program	1714 Dunham	Time Extension to March 17, 2006 – No Cost	Inks/Littrell
Agreement	Government Relations Services	B&D Consulting LLC	\$6,500.00/ Month	Gilot/Inks
Contract	Extension of Bid Prices – Light Bulbs & Lamps	All Phase Electric Supply		Gilot/Inks
Proposal	Kensington Farms/Crest Manor Drainage Improvements	Gripp, Inc.	\$6,835.00	Gilot/ Littrell
Service Agreement	Service Agreement for Testing Instruments	Perkin Elmer	\$8,448.00	Inks/Littrell
Agreement – Professional Services	Development of Potential Specifications for Embedded Sensor Technology	Malcolm Pirnie, Inc.	Not to Exceed \$80,000.00	Gilot/Inks, Subject to Financing
Equipment Service Agreement	Insurance (Repairs) for Office Equipment	Specialty Underwriters LLC	\$61,294.00 (Corrected Amount)	Inks/Littrell
Professional Services Agreement	GIS Consultation, Support and Web Hosting (No Signature on	Schneider Corporation	Consultation/Support – Not to Exceed \$30,000	Gilot/ Littrell, Subject to Financing

TYPE	DESCRIPTION	BUSINESS	AMOUNT	MOTION/ CARRIED
	Agreement)		Web Hosting - \$600.00/month for 6 months/month by month thereafter	
Grant Agreement	Implementation of “Ceasefire Program”	CeaseFire of South Bend, Inc.	\$98,644.00 (Grant to City)	Gilot/ Littrell
Proposal	Addition of Signage to Previously Constructed Gateway Signs	Site Enhancement Services/North American Signs	\$18,070.00	Gilot/ Littrell

APPROVAL OF LICENSE APPLICATIONS – PUBLIC PARKING FACILITY/MESSAGE ESTABLISHMENTS/TRANSIENT MERCHANT

The following License Applications were approved:

LICENSE APPLICATION	BUSINESS	ADDRESS	COMMENTS	MOTION/ CARRIED
Public Parking Facility	Memorial Home Care/Memorial Hospital	621 Memorial Drive	Favorable Recommendations	Gilot/Inks
Public Parking Facility	Memorial Home Care/Memorial Hospital	707 North Michigan	Favorable Recommendations	Gilot/Inks
Public Parking Facility	Memorial Home Care/Memorial Hospital	100 Navarre	Favorable Recommendations	Gilot/Inks
Public Parking Facility	E.H. McNease	421 South Main	Favorable Recommendations	Gilot/Inks
Public Parking Facility	E.H. McNease	418 South Main	Favorable Recommendations	Gilot/Inks
Public Parking Facility	The Cathedral of St. James, Inc.	307-311 West Washington	Favorable Recommendations	Gilot/Inks
Massage Establishment	Sandy’s Hair Design	3775 South Main	Favorable Recommendations	Inks/Littrell
Massage Establishment	Hair Crafters	602 Lincolnway East	Favorable Recommendations	Inks/Littrell
Massage Establishment	Changes in Attitude, Inc.	2009 Main	Favorable Recommendations	Inks/Littrell

APPROVAL OF SCRAP METAL DEALERS LICENSE APPLICATIONS

The following Scrap Metal Dealers License Applications were approved. In addition, the Board approved to forward all approved License Applications for the above directly to the City Council.

BUSINESS	ADDRESS	COMMENTS	MOTION/CARRIED
A-1 Auto Parts	2014 South Lafayette	All Criteria Has Been Met	Inks/Littrell
Shapiro Sales	2920 West Sample	All Criteria Has Been Met	Inks/Littrell

APPROVAL OF PROCESSIONS

The following applications for Processions were approved:

PROCESSION	SPONSOR	DATE/TIME	ROUTE	MOTION/ CARRIED
Kids Triathlon	South Bend Park Department	July 29, 2006 – 6:00 a.m. – 12:30 p.m.	Greenlawn to Wall/ Southwood/Twyckenham to Greenlawn; Belmont/Twyckenham to Greenlawn; Wall/Greenlawn to Ironwood; Kids Kingdom Ally and Wall	Littrell/Inks
St. Paddy's Day Procession	Downtown South Bend, Inc.	March 17, 2006 – 4:30 p.m. – 4:50 p.m.	217 South Michigan to 237 Michigan	Littrell/Inks
Fitness Walk	Lutheran Women Missionary	June 24, 2006 – 6:00 p.m. – 8:00 p.m.		Littrell/Inks
Homeward Bound Walk-A- Thon	Catholic Charities	April 23, 2006 – 12:00 p.m. – 4:00 p.m.	Michigan to Washington to Lafayette to South Street	Littrell/Inks

APPROVAL OF RECOMMENDATION – NAMING OF STUB STREET IN U.S. 31 INDUSTRIAL PARK “WOODWIND WAY”

In a letter to the Board, Mr. Nick Witwer, Community & Economic Development, recommended that the above referred to street be named “Woodwind Way.” Mr. Witwer stated the right-of-way was dedicated on November 28, 2005 and there has not been opposition to this name. Upon a motion made by Mr. Inks, seconded by Mr. Littrell and carried, the recommendation was approved.

APPROVAL OF OCCUPANCY IN PUBLIC RIGHT-OF-WAY – KASER SPRAKER CONSTRUCTION – REHABILITATION OF PARKING GARAGE – PROJECT NO. 105-076

In a memorandum to the Board, Mr. Carl Littrell, Engineering, recommended the Board allow Kaser Spraker Construction to occupy portions of the Woodward Court and Allen's Alley right-of-way during construction of the above project per the letter from their project superintendent. They will need to use these portions of the right-of-way from time to time to complete work that has been awarded to them. All necessary paperwork has been received by the Board for the construction. Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the Occupancy in the Right-of-Way was approved.

APPROVAL OF ACCEPTANCE OF RETENTION BASINS IN SOUTHLAND SUBDIVISION INTO CITY OF SOUTH BEND'S INVENTORY

In a memorandum to the Board, Mr. Tony Molnar, Engineering, submitted a Corporate Warranty Deed for two (2) retention basins in the Southland Subdivision, and recommended the Board accept them into the City of South Bend's inventory. Mr. Jack Hickey, ROJO Development, has closed his development business and is offering them to the City. Mr. Littrell stated a condition be placed on the acceptance, which is the taxes for 2005 payable and any 2006 taxes payable in 2007 be paid by Mr. Hickey. Upon a motion made by Mr. Gilot, seconded by Inks and carried, the acceptance of the retention basins, subject to Mr. Hickey paying the taxes as stated above, was approved.

APPROVAL OF TRIPLE TRAILER PERMIT – YELLOW TRANSPORTATION

Mr. Gilot stated a Triple Trailer Permit has been submitted to the Board for approval by Mr. Ronald Ganus, Yellow Transportation, 1300 South Walnut, South Bend, Indiana, for ingress and egress from the Toll Road. Upon a motion made by Mr. Littrell, seconded by Mr. Inks and carried, the Triple Trailer Permit was approved.

APPROVAL OF LETTER OF CREDIT

Mr. Tony Molnar, Division of Engineering, submitted the following Letter of Credit to the Board and recommended approval:

LETTER OF CREDIT NO. 70-0026682

ISSUED BY: MFB Bank – Cleveland Woods Development

FOR: Fernwood Phase III

AMOUNT: \$61,870.00

EXPIRES: February 7, 2007

IMPROVEMENT: Sanitary Sewer Facilities in Subdivision

Mr. Inks made a motion that the Letter of Credit, as outlined above, be approved. Mr. Littrell seconded the motion, which carried.

ADOPT RESOLUTION NO. 5-2006 – DISPOSAL OF CITY-OWNED PROPERTY

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 05-2006

WHEREAS, I.C. 36-9-6-1 gives the Board of Public Works of the City of South Bend the right and duty to have custody of, control of, use of, and dispose of in accordance with Indiana statutes, all real and personal property owned by the City of South Bend; and

WHEREAS, the Common Council of the City of South Bend passed as amended on January 9, 1995, Ordinance No. 8570-95 which states that upon retirement with twenty (20) or more years of service:

"Upon retirement with twenty (20) or more years of service to the City of South Bend, Indiana, a sworn member of the South Bend Fire Department shall be entitled to retain as his or her own personal property, the fire helmet used by such Firefighter immediately prior to giving notice of his or her retirement."

and

WHEREAS, **THOMAS R. JANOWIAK** has retired from the South Bend, Indiana Fire Department after twenty (20) or more years of service, and the Board of Public Safety of the City of South Bend, Indiana has determined that he has retired in good standing; and

WHEREAS, I.C.. 36-1-11-6 permits and established procedure for disposal of personal property which is no longer needed by the City and which is unfit for the purpose for which it was intended; and

WHEREAS, Chief Luther Taylor has advised that the fire helmet previously worn by this Firefighter is of no further use to the Department and of no practical value;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Public Works of the City of South Bend that the fire helmet worn by this Firefighter is no longer needed by the City and unfit for the purpose for which it was intended and has an estimated fair market value of less than One Thousand (\$1,000.00) Dollars.

BE IT FURTHER RESOLVED that said property be disposed of in accordance with Ordinance 8570-95 and removed from the City inventory.

Adopted this 27th day of February 2006.

BOARD OF PUBLIC WORKS

s/Gary A. Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

ADOPT RESOLUTION NO. 6-2006 – DISPOSAL OF CITY-OWNED PROPERTY

Upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the following Resolution was adopted by the Board of Public Works:

RESOLUTION NO. 6-2006

WHEREAS, I.C. 36-9-6-1 gives the Board of Public Works of the City of South Bend the right and duty to have custody of, control of, use of, and dispose of in accordance with Indiana statutes, all real and personal property owned by the City of South Bend; and

WHEREAS, the Common Council of the City of South Bend passed as amended on January 9, 1995, Ordinance No. 8570-95 which states that upon retirement with twenty (20) or more years of service:

"Upon retirement with twenty (20) or more years of service to the City of South Bend, Indiana, a sworn member of the South Bend Fire Department shall be entitled to retain as his or her own personal property, the fire helmet used by such Firefighter immediately prior to giving notice of his or her retirement."

and

WHEREAS, **RUSSELL A. BUYSSE** has retired from the South Bend, Indiana Fire Department after twenty (20) or more years of service, and the Board of Public Safety of the City of South Bend, Indiana has determined that he has retired in good standing; and

WHEREAS, I.C.. 36-1-11-6 permits and established procedure for disposal of personal property which is no longer needed by the City and which is unfit for the purpose for which it was intended; and

WHEREAS, Chief Luther Taylor has advised that the fire helmet previously worn by this Firefighter is of no further use to the Department and of no practical value;

NOW, THEREFORE, BE IT RESOLVED, by the Board of Public Works of the City of South Bend that the fire helmet worn by this Firefighter is no longer needed by the City and unfit for the purpose for which it was intended and has an estimated fair market value of less than One Thousand (\$1,000.00) Dollars.

BE IT FURTHER RESOLVED that said property be disposed of in accordance with Ordinance 8570-95 and removed from the City inventory.

Adopted this 27th day of February 2006.

BOARD OF PUBLIC WORKS

s/Gary A. Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk

APPROVAL OF CORRECTION TO TRAFFIC CONTROL DEVICE

Upon a motion made by Mr. Gilot, seconded by Mr. Littrell and carried, the following correction to a traffic control device was approved. The traffic control device dated January 23, 2006 indicated the incorrect street. It should read Michigan Street, rather than Main Street.

APPROVE TRAFFIC CONTROL DEVICE

Upon a motion made by Mr. Inks, seconded by Mr. Gilot and carried, the following traffic control device was approved:

NEW INSTALLATION: "No Parking"
LOCATION: West Side of Miami from Milton North 100'
REMARKS: Request made from business owner at corner
of Miami and Milton for visibility

FILING OF CERTIFICATE OF INSURANCE

Upon a motion made by Mr. Gilot, seconded by Mr. Inks, and carried, the following Certificate of Insurance was accepted for filing:

Capitol City Iron Works, Inc.
Indianapolis, Indiana 46202

RELEASE CONTRACTOR BOND

Mr. Anthony Molnar, Engineer, Division of Engineering, recommended that the following Contractor Bond be released as follows:

BOND OF CONTRACTOR

Anastos Brothers Custom Concrete Released Effective February 27, 2006

Mr. Gilot made a motion that the recommendation be accepted and that the Bond be released as outlined above. Mr. Littrell seconded the motion, which carried.

APPROVE CLAIMS

Mr. Gilot stated that the following claims were submitted to the board for approval:

Name	Amount of Claim	Date
City of South Bend	\$4,60,104.80	February 20, 2006
City of South Bend	\$1,359,980.37	February 27, 2006
St. Joseph County Housing Consortium	\$37,705.38	February 15, 2006
Cleveland Woods Development Co., LLC	\$30,000.00	February 21, 2006
Underground Pipe & Valve, Inc.	\$32,32100	February 21, 2006

Mr. Gilot made a motion that the claims be approved and the reports as submitted be filed. Mr. Littrell seconded the motion, which carried.

ADJOURNMENT

There being no further business to come before the Board, upon a motion made by Mr. Gilot, seconded by Mr. Inks and carried, the meeting adjourned at 10:21 a.m.

BOARD OF PUBLIC WORKS

BOARD OF PUBLIC WORKS.

s/Gary A. Gilot, President

s/Carl P. Littrell, Member

s/Donald E. Inks, Member

ATTEST:

s/Angela K. Jacob, Clerk